

REMARKS

Applicants have carefully considered the Examiner's comments set forth in the Office Action of July 18, 2007. Claim 35 has been cancelled. Claims 1, 6-16, 18, 20-27, 30, and 31 are pending. Reconsideration of the application is requested.

Claims 1, 6-16, 18, 20-27, 30, 31, and 35 were rejected under 35 U.S.C. § 112, first paragraph, as allegedly failing to comply with the written description requirement. Applicants traverse the rejection.

According to the Examiner, the thickness of the charge transport layers recited in claim 1 had an unbounded upper limit. In addition, new claim 35 was not supported by the example to which Applicants referred because its total CTL thickness of 29 microns was outside the scope of claim 1, which recited a total CTL thickness of about 25 microns.

Applicants have amended claim 1 to require that the first and second charge transport layers each have a thickness of from about 10 microns to about 50 microns. This range is supported in paragraph [0014] near the top of page 8 of the specification. Claim 1 has also been amended to require the two charge transport layers be of substantially equal thickness. This is supported in paragraph [0034] of the specification. The total thickness of the Example in paragraph [0034] now falls within the scope of claim 1.

Applicants request withdrawal of the written description rejection.

Claims 1, 6-9, 14-16, 18, 20, 24, 25, 27, 30, and 31 were rejected under 35 U.S.C. § 103(a) as unpatentable over Kawamura et al. (U.S. Pat. Pub. No. 2002/0025483), in view of Otsuka et al. (U.S. Pat. No. 5,130,222).

Claims 10-13, 21-23, and 26 were rejected under 35 U.S.C. § 103(a) as unpatentable over Kawamura, in view of Otsuka, further in view of Yuh et al. (U.S. Pat. No. 6,261,729).

Applicants traverse the rejections together.

The combination of references does not meet all claim limitations. Claim 1 has been amended to require that the first and second charge transport layers are of

substantially equal thickness. Kawamura does not teach charge transport layers of equal thickness. In all of his examples having two CTLs, they are of unequal thicknesses, e.g. 20 μm for the first transport layer and 5 μm for the second transport layer in example 5. The disclosed thickness ranges discussed in Kawamura also clearly teach to one of ordinary skill in the art that their thicknesses should differ. Thus, Kawamura does not provide motivation to arrive at the subject matter of amended claim 1.

Otsuka and Yuh do not cure this deficiency. Neither reference teaches multiple charge transporting layers.

For at least this reason, the combination of references do not render the instant claims obvious. Withdrawal of the § 103(a) rejections is respectfully requested.

CONCLUSION

For the reasons detailed above, it is submitted all claims remaining in the application (Claims 1, 6-16, 18, 20-27, 30, and 31) are now in condition for allowance. The foregoing comments do not require unnecessary additional search or examination.

No additional fee is believed to be required for this Amendment. However, the undersigned attorney of record hereby authorizes the charging of any necessary fees, other than the issue fee, to Xerox Deposit Account No. 24-0037.


In the event the Examiner considers personal contact advantageous to the disposition of this case, he is hereby authorized to call the undersigned, at Telephone Number (216) 861-5582.

Respectfully submitted,

FAY SHARPE LLP

August 17, 2007

Date


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